



PTO/SB/21 (modified)
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95 TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>	U.S. Department of Commerce Patent and Trademark Office		Application Number	09/775,720
			Filing Date	February 2, 2001
			First Named Inventor	Eric C. Anderson
			Group Art Unit Number	2612
			Examiner Name	J. Wilson
Total Number of Pages in This Submission		12	Attorney Docket Number	18602-0 5753 (P1451R1)

ENCLOSURES (check all that apply)	
<input type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input checked="" type="checkbox"/> Copy of Reissue Declaration and Communication to Examiner, along with copy of postcard date-stamped by United States Patent and Trademark Office and a copy of the Express Mail No. EV380112032US Tracking Confirmation <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Information Disclosure Statement & PTO-1449 <input type="checkbox"/> Copies of IDS Cited References <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input checked="" type="checkbox"/> Communication to Examiner [2] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Copie <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) [] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Original Letters Patent 5,867,214 for Surrender <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

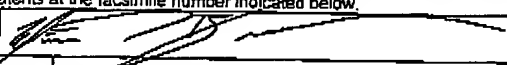
SIGNATURE OF ATTORNEY OR AGENT		
Signature:		
Attorney/Reg. No.:	Michael Blum, Reg. No. 44,543	Dated: January 10, 2005

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Signature:		
Typed or Printed Name:	Michael Blum, Reg. No. 44,543	Dated: January 10, 2005
Facsimile Number:	1-703-746-5899	

18602/05753/SF/5135366.1

**IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE**

APPLICANT(S):	Eric C. Anderson
APPLICATION NO.:	09/775,720
FILING DATE:	February 2, 2001
TITLE:	APPARATUS AND METHOD FOR INCREASING A DIGITAL CAMERA IMAGE CAPTURE RATE BY DELAYING IMAGE PROCESSING
EXAMINER:	J. Wilson
GROUP ART UNIT:	2612
ATTY. DKT. NO.:	18602-05753 (Client Ref. No. P1451R1)

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Facsimile Number:	1-703-746-5899		

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

COMMUNICATION TO EXAMINER

Regarding the above-identified re-issue patent application, on August 16, 2004, Applicant submitted:

- the original ribbon copy of USPN 5,867,214 for Surrender; and
- the original executed supplemental declaration for reissue patent application.

And, as all conditions for allowance had thus been met, applicant respectfully requested a notice of allowance for this reissue application.

Enclosed are copies of the above items and of the accompanying August 16, 2004 Communication to Examiner and Transmittal Form.

On January 7, 2005, Examiner Wilson informed Applicant by telephone that the United States Patent and Trademark Office did not have the above-referenced August 16, 2004 submission.

According to Applicant's records, the United States Patent and Trademark Office received the submission on August 16, 2004. It was signed for by M. Boston on August 18, 2004. Please see attached copies of the returned postcard stamped "received" by the United States Patent and Trademark Office and of the United States Postal Service Express Mail No. EV380112032US Tracking Confirmation.

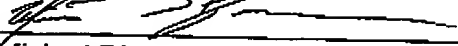
18602/05753/SF/5135358.2

Attorney Docket No: 18602-05753
Client Ref: P1451R1
USSN: 09/775,702

To discuss by phone, the Examiner is invited to telephone Applicant's representative at (415) 875-2358.

Respectfully submitted,
ERIC C. ANDERSON

Dated: January 10, 2005

By: 
Michael Blum
Reg. No.: 44,543
Fenwick & West LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041
Tel.: (415) 875-2468/Fax.: (650) 938-5200

Attachments:

- Copy of the USPS confirmation
- Copy of the returned postcard from USPTO
- Copy of the August 16, 2004 Transmittal Form
- Copy of the August 16, 2004 Communication to Examiner
- Copy of the Supplemental Declaration as included in the August 16, 2004 submission
- Copy of the Original Ribbon Patent as included in the August 16, 2004 submission

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Date Mailed: August 16, 2004 Atty/Sec: DRB:tb Filing Date: 02/02/2001

Application No.: 09/775,720 Docket No.: 18602-05753

Applicants: Eric C. Anderson

Title: APPARATUS AND METHOD FOR INCREASING A DIGITAL CAMERA IMAGE CAPTURE RATE BY DELAYING IMAGE PROCESSING

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18602/05753/05/5126279 2

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Daniel Brownstone /H/

48602-05753

August 16, 2004

TO: (PLEASE PRINT)

PHONE ()

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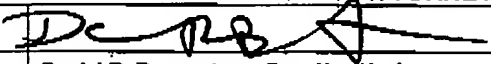
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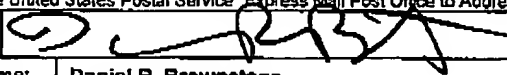


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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95		U.S. Department of Commerce Patent and Trademark Office	
TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>		Application Number	09/775,720
		Filing Date	February 2, 2001
		First Named Inventor	Eric C. Anderson
		Group Art Unit Number	2612
		Examiner Name	J. Wilson
Total Number of Pages in This Submission	4*	Attorney Docket Number	18602-0 5753 (P1451R1)

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REMARKS: * Original Letters Patent not included in page count	

SIGNATURE OF ATTORNEY OR AGENT		
Signature: 		
Attorney/Reg. No.:	Daniel R. Brownstone, Reg. No. 46,581	Dated: August 16, 2004

CERTIFICATE OF MAILING		
I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Attn. Examiner Jason T. Whipkey, Group Art Unit 2612, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.		
Signature: 		
Typed or Printed Name:	Daniel R. Brownstone	Dated: August 16, 2004
Express Mail Mailing Number (optional):	EV380112032US	

18602/05753/SF/5126776.1

**IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE**

APPLICANT(S):	Eric C. Anderson
APPLICATION NO.:	09/775,720
FILING DATE:	February 2, 2001
TITLE:	APPARATUS AND METHOD FOR INCREASING A DIGITAL CAMERA IMAGE CAPTURE RATE BY DELAYING IMAGE PROCESSING
EXAMINER:	J. Wilson
GROUP ART UNIT:	2612
ATTY. DKT. NO.:	18602-05753 (Client Ref. No. P1451R1)
<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Attn: Examiner J. Wilson, Group Art Unit 2612, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.</p> <p>Dated: <u>16 Aug 2004</u> By: <u>[Signature]</u> Daniel R. Brownstone, Reg. No.: 46,581</p> <p>Express Mail Mailing Number: EV380112032US</p>	

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COMMUNICATION TO EXAMINER

Applicant hereby encloses the original ribbon copy of USPN 5,867,214 for Surrender regarding the above-identified re-issue patent application. The original executed supplemental declaration for reissue patent application is also enclosed. As all conditions for allowance have been met, applicant respectfully requests a notice of allowance for this reissue application. If the Examiner has any questions concerning this Response, the Examiner is invited to telephone Applicant's representative at (415) 875-2358.

Respectfully submitted,
ERIC C. ANDERSON

Dated: 16 Aug 2004

By: [Signature]
Daniel R. Brownstone
Reg. No.: 46,581
Fenwick & West LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041
Tel.: (415) 875-2316/Fax.: (650) 938-5200

18602/05753/SF/5126774.1

The
United
States
of
America



The Commissioner of
Patents and Trademarks

Has received an application for a patent for a new and useful invention. The title and description of the invention are enclosed. The requirements of law have been complied with, and it has been determined that a patent on the invention shall be granted under the law.

Therefore, this

United States Patent

Grants to the person(s) having title to this patent the right to exclude others from making, using, offering for sale, or selling the invention throughout the United States of America or importing the invention into the United States of America for the term set forth below, subject to the payment of maintenance fees as provided by law.

If this application was filed prior to June 8, 1995, the term of this patent is the longer of seventeen years from the date of grant of this patent or twenty years from the earliest effective U.S. filing date of the application, subject to any statutory extension.

If this application was filed on or after June 8, 1995, the term of this patent is twenty years from the U.S. filing date, subject to any statutory extension. If the application contains a specific reference to an earlier filed application or applications under 35 U.S.C. 120, 121 or 365(c), the term of the patent is twenty years from the date on which the earliest application was filed, subject to any statutory extension.

J. Todd Johnson

Acting Commissioner of Patents and Trademarks

M. A. L.

**FENWICK & WEST LLP**

SAN FRANCISCO OFFICE | 275 BATTERY ST., SUITE 1500 | SAN FRANCISCO, CA 94111

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DATE: January 10, 2005

Client No. 18602-05753US

To:

NAME	FAX No.	PHONE No.
Examiner, Jacqueline Wilson USPTO	(703) 308-5080	(703) 746-5899

FROM: Michael Blum**PHONE:** (415) 875-2468

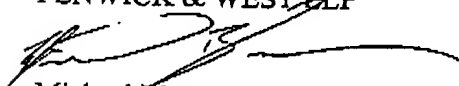
NUMBER OF PAGES WITH COVER PAGE: 12	Application No.: 09/775,720 Filing Date: February 2, 2001

Dear Examiner Wilson,

Enclosed please find Applicant's Communication to Examiner regarding the above-referenced application.

Sincerely,

FENWICK & WEST LLP


Michael Blum**CAUTION - CONFIDENTIAL**

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